

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION

APPLETON PAPERS INC. and NCR
CORPORATION,,

Plaintiffs,

Case No.: 08-CV-00016-WCG

vs.

GEORGE A. WHITING PAPER COMPANY,
et al,
Defendants.

**DEFENDANT HEART OF THE VALLEY METROPOLITAN SEWERAGE
DISTRICT'S MOTION TO REQUEST COURT ORDER OF VOLUNTARY
DISMISSAL, WITHOUT PREJUDICE, OF ITS COUNTERCLAIM
(RULE 7.4 EXPEDITED NON-DISPOSITIVE MOTION)**

Pursuant to Civil Local Rule 7.4 and Rule 41(a)(2) of the Federal Rules of Civil Procedure and this Court's orders of January 20 and January 22, 2010, defendant Heart of the Valley Metropolitan Sewerage District hereby requests that the Court enter an order voluntarily dismissing, without prejudice, its counterclaim in this matter.

Dated this 19th day of September, 2011.

/s/ Thomas R. Schrimpf

Lora L. Zimmer

Thomas R. Schrimpf

State Bar No: 1018230

Lora L. Zimmer

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